



**DECLARATION, POWER OF ATTORNEY, AND ASSIGNMENT  
FOR UTILITY OR DESIGN PATENT APPLICATION**

☐ Submitted with Initial Filing

☒ Submitted after Initial Filing  
(Surcharge (37 CFR 1.16(e)) required)

Attorney Docket No.: 34968US2

Application Number: 10/729,199

First Named Inventor: Jan Lewandowski et al.

Filing Date: December 5, 2003

Group Art Unit: \_\_\_\_\_

Examiner Name: \_\_\_\_\_

**RECEIVED**

AUG 24 2004

**As a below named inventor, I hereby declare that:**

**OFFICE OF PETITIONS**

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**ULTRASONIC DETECTION OF EAR DISORDERS**

the specification of which

☐ is attached hereto

OR

☒ was filed on December 5, 2003 as United States Application Number 10/729,199.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d), or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, any foreign application for patent or inventors certificate, or any PCT international application, having a filing date before that of the application on which priority is claimed.

<u>Country</u>	<u>Prior Foreign Application Number(s)</u>	<u>Foreign Filing Date (MM/DD/YYYY)</u>	<u>Priority Claimed?</u>
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I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below

<u>Provisional Application Number(s)</u>	<u>Filing Date (MM/DD/YYYY)</u>
60/432,191	12/06/2002
60/442,869	01/27/2003

I hereby claim the benefit under 35 U.S.C. 120, of any United States application(s) or 365(c) of any PCT international application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application(s) in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56 which will become available between the filing date of the prior application and the national or PCT international filing date of this application.

<u>U.S. Parent of PCT Parent Application Number(s)</u>	<u>Parent Filing Date (MM/DD/YYYY)</u>	<u>Parent Patent Number (if applicable)</u>
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I hereby assign all my worldwide rights in and to the invention disclosed in the above-identified specification as attached or filed, as indicated above, including but not limited to all related patent applications, including continuation, divisional, and foreign applications associated with the above-identified specification, to Biomec, Inc located at 1771 East 30<sup>th</sup> Street, Cleveland, Ohio 44114, United States of America, preparatory to obtaining letters patent or certificate of invention(s) therefore; the rights in and to the invention to be held and enjoyed by Biomec, Inc. for their own use, or the use of their legal representative, assigns, or successor in interest, for the duration of the patent term(s).

As a named inventor, I hereby appoint all practitioners at Customer No. 000116 as my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

**Address all correspondence to Customer Number 000116.**

Please direct all correspondence and inquiries to Ronald M. Kachmarik at (216) 579-1700.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are

punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Signature: 

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